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21 *Counsel for Defendant Cognism Inc.*

22 **UNITED STATES DISTRICT COURT**  
23 **NORTHERN DISTRICT OF CALIFORNIA**

24 NICHOLAS KIS, on behalf of himself and all  
25 others similarly situated,

26 Plaintiff,

27 v.

28 COGNISM INC.,

Defendant.

Case No.: 3:22-cv-05322-AMO

**DEFENDANT'S STATEMENT OF  
RECENT DECISION – MARTINEZ V.  
ZOOMINFO TECHNOLOGIES, INC.**

1 Pursuant to Local Rule 7-3(d)(2), Defendant Cognism Inc. respectfully informs the Court  
2 of the Ninth Circuit's decision in *Martinez v. ZoomInfo Technologies, Inc.*, No. 22-35305 (9th Cir.  
3 Sept. 21, 2023). The Ninth Circuit's decision is attached hereto as **Exhibit A**, wherein the Ninth  
4 Circuit recognized that defendant-appellant ZoomInfo's website "displays a 'teaser profile,' which  
5 shows partially redacted information about [an] individual," together with "buttons lead[ing] the  
6 user to a page detailing options to subscribe to ZoomInfo before viewing the individual's full  
7 profile." *Id.* at 6.

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9 Dated: September 22, 2023

Respectfully submitted,

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By: /s/ Michael S. Sommer  
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